

UNITED STATES DISTRICT COURT

MIDDLE DISTRICT OF ALABAMA

OFFICE OF THE CLERK

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MONTGOMERY, ALABAMA 36101-0711

DEBRA P. HACKETT, CLERK

TELEPHONE (334) 954-3600

NOTICE OF CORRECTION

From: Clerk's Office

Case Style: Adams v. Davenport et al

Case Number: 3:07-cv-00138-MHT

Referenced Pleading: MOTION for Summary Judgment (re: Regions Bank) - doc. 77

This Notice of Correction was filed in the referenced case this date to correct the PDF documents attached to this notice. Please see the correct PDF documents to this notice.

Refuse name

IN THE UNITED STATES DISTRICT COURT FOR
THE MIDDLE DISTRICT OF ALABAMA

ALONZO AUSTIN, Executor, Ant
RUTH H. LEWIS, Estate
Plaintiff(S)

VS.

MODERN WIDOWS OF AMERICA
et al,
Defendant(S)

CIVIL ACTION NO
3:07-CV-138-MHT-WC

DEB A P. HACKETT, CLERK
U.S. DISTRICT COURT
MIDDLE DISTRICT ALA

2007 APR 10 P 12: 11

RECEIVED

Plaintiff(S) Motion for Summary Judgment, in response
to Defendant(S) Motion to DISMISS.

Plaintiff(S) Pursuant to RULE 56, of the Federal Rules of Civil Procedure, Moves the court to enter Summary Judgment, for the Plaintiff(S), on the grounds that there is no genuine issue as to any material fact, and the Plaintiff(S), is entitled to Judgment, as a matter of Law.

In Support of this motion Plaintiff(S) refers to the record in this action, including the Complaint the answer to it and Plaintiff(S) attached Affidavit and Exhibit's "A", "B" & "C" by ^{Alonzo Austin pro se} ~~Alonzo Austin pro se~~
ALONZO AUSTIN

Address: 1321 Oliver-Carlis Rd, Tuskegee, AL 36083, Ph: (334) 727-5476

IN THE UNITED STATE DISTRICT COURT FOR THE
MIDDLE DISTRICT OF ALABAMA

RECEIVED

2007 APR 10 P 12:37

DEBRA P. HACKETT, CLK.
U.S. DISTRICT COURT
MIDDLE DISTRICT ALA

ALONZO AUSTIN, Executor for)
RUTH H. LEWIS, Estate)
Plaintiff(s))

VS.

MODERN WOODMEN OF AMERICA)
et al,)
Defendant(s))

CIVIL ACTION NO.

3:07-CV-138-MHT-WC

Affidavit in Support of Motion for Summary Judgment

STATE OF ALABAMA) ss.

COUNTY OF MACON)

ALONZO AUSTIN who, being First duly Sworn,
deposes and says:

1. I am ALONZO AUSTIN, and Have personal
knowledge of the facts set forth.

This affidavit is Submitted in Support of the
Plaintiff(s) Motion for Summary Judgment, for
the purpose of Showing that there is in this
action no genuine issue as to any Material fact
and that the Plaintiff(s) is entitled to Judgment
as a matter of Law. As issue is Constitutional
in Nature.

1 of 2

2. THE Defendant(S) Regions Bank and Plaintiff(S) ("have one Thing in Common") Namely Plaintiff(S) 1992 Buick Skylark GS, VIN# 1G4NM14N0NC620001, the same Vehicle that Circuit Judge, OF MACON COUNTY ALABAMA, HOWARD F. BRYAN, Divested Plaintiff(S), OFF When Plaintiff(S) refused to Obey his Order to return Title ~~Back~~ to RUTHAN-Lewis Estate. Pursuant to ALABAMA Rule OF CIVIL Procedure 70, on or near March 22, 1997.

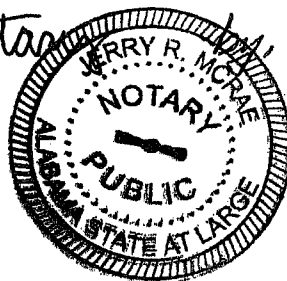
3. Plaintiff(S) Learned From A Certified History Report payed for by Same and dated 1/24/97 See attached as exhibit "A" From THE STATE OF ALABAMA, DEPARTMENT OF REVENUE, MOTOR VEHICLE DIVISION, LIEN, Date 06 28 96 TITLE# 200 77109. OWNER: PATRICK, SAMUEL, LIEN HOLDER NAME: FIRST ALABAMA BANK OF MONTGOMERY ADDRESS: P.O. Box 511, AL. ZIP: 36101

4. See also Attached exhibit "B" Reference: MERGER/NAME CHANGE, Please see Comment Section of this Document wherein Plaintiffs Learned of THE Defendant(S) involvement into the Purchasing and Placing of A LIEN ON VEHICLE.

2 OF 2

5. Plaintiff(S) VEHICLE, REMAINS UNDER this UNLAWFUL CLOUD!! plaintiff(S), made many attempts to get Regions Bank, to UNDO this UNLAWFUL contract via telephone but to no avail. In conclusion, Given the history of this Vehicle, with plenty of Document Regions, knew or should have known and certainly they knew after: Plaintiff(S) informed ~~THE~~ DEFENDANT(S) REGIONS BANK, that the title was a fraud. and that Plaintiff(S) still had the ORIGINAL TITLE, and still to this day have it in my possession. IN CONCLUSION REGIONS BANK, was given many opportunities to recind the illegal transaction involving this Vehicle, but Defendants, chose instead, to play along with the STATE ATTORNEY OF Macon & Montgomery Counties, with the one constant civilian Juanita R. Upshaw, who unfortunately dragged her mother, the late Carolyn Key into this horrible unlawful mess, (May she Rest in Peace See Exhibit "3" also Attached. Alongo Rustin, pro se Jerry R. McRae, Notary, Alongo Rustin, pro se

Com. Expires 2-28-09



*Fraudulent and
illegal
Title*

*Region Bank From the
Exhibit 'A' files of
along with*

*Certified
History*
DATE : 01/24/97
TIME : 11:38:45

STATE OF ALABAMA
DEPARTMENT OF REVENUE
MOTOR VEHICLE DIVISION: TITLE/TAG SECTION

VIN INQ: _____ DUP: _____ TITLE#: 20077109

TRANS CODE: 03 ISSUE DATE: 09 24 96 LEGENDS: 71

VEHICLE-- VIN#: 1G4NM14N0NC620001 DUP CODE: _____ MAKE: BUIC YEAR: 92
MODEL: SKYLARK BODY: 2D P.A.T.#: 19651554 CYL: 04 N/U/R/D: U
PUR DATE: 06 28 96 #LIENS: 1 COLOR: GRN ODOMETER: 0022501

OWNER----- NAME: PATRICK SAMUEL ADD: 1301 AUBURN ST
CITY: TUSKEGEE ST: AL ZIP: 36083

OPERATOR-- NAME: _____ ADD: _____
CITY: _____ ST: _____ ZIP: _____

MAIL TO NAME: _____ ADD: _____
ADDRESS--- CITY: _____ ST: _____ ZIP: _____

PATRICK SAMUEL TAG#: YA102 TYPE: HC
1301 AUBURN ST DECAL#: 00007458 ISS DATE: 07 09 96
TUSKEGEE AL 36083 MIN: 97 EXP DATE: 06 97

Merged with Region

STATE OF ALABAMA
DEPARTMENT OF REVENUE
MVR TITLE: LIENHOLDERSDATE : 01/24/97
TIME : 11:38:54

TITLE#: 20077109 OWNER: PATRICK SAMUEL

INQUIRY LIEN#: 1 LIEN DATE: 06 28 96
LIEN NAME: FIRST ALABAMA BANK OF MONTG ADD: P O BOX 511
HOLDER--- CITY: MONTG ST: AL ZIP: 36101

INQUIRY LIEN#: _____ LIEN DATE: _____
LIEN NAME: _____ ADD: _____
HOLDER--- CITY: _____ ST: _____ ZIP: _____

INQUIRY LIEN#: _____ LIEN DATE: _____
LIEN NAME: _____ ADD: _____
HOLDER--- CITY: _____ ST: _____ ZIP: _____

INQUIRY LIEN#: _____ LIEN DATE: _____
LIEN NAME: _____ ADD: _____
HOLDER--- CITY: _____ ST: _____ ZIP: _____

LAST OF LIENHOLDERS FOR THIS TITLE

ATTN:

Fax . 972-448-6035

Exhibit 137

1.1b

CONTACT VIEW SCREEN

Subject: FIRST ALABAMA BANK
City/State: MONTGOMERY / AL
Tax ID#:
Inst Name: FIRST ALABAMA BANK

FIN: CFO: 150
Cons #: Cons Date: / /
Recv Date: / /
Term Date: / /

Category: MERGER/NAME CHANGE

Contract: - - -

Asset Mgr: FIRST ALABAMA BANK

Contact:

Address: 44 FIRST ALABAMA PLAZA

Phone: () -

:

FAX: () -

City/St: MONTGOMERY

AL 36101-

Comments: EST. 01/01/28. CERT # 12368. CHANGED TITLE TO REGIONS BANK IN 1996
HOME OFFICE IN BIRMINGHAM.

NOV. 1996

Last Update: 08/27/97

By: HERZERJ

Strike any key when you are finished viewing this screen.

137

Montgomery, Alabama
It is hereby certified that this document is a true,
and correct microfilm copy of a record duly
recorded in this division. This 24 day of

OFFICIAL: Attest Jan S. Shaw 19 97
Motor Vehicle Division
Registration Section
State of Alabama

The owner
is A LIVE !!!
the NAME Registered Owner
is ALONZO AUSTIN Alonzo Austin

from file
of
Austin
Executor
for
Ruth Lewis
testating

Forced
executed
Document
by
Probate
Judge
member
of
Circuit
Judge
Howard F
Bryson
now
they
have
Keever
Motor
Company
in
valued

Wow !!!
(they're)
Got me now

MVT 5-6
R-4/89

19651554

STATE OF ALABAMA
DEPARTMENT OF REVENUE
MOTOR VEHICLE DIVISION
P.O. BOX 327640
MONTGOMERY, AL 36132-7640
PHONE #(205) 242-9000

TYPE ONLY

TYPE ONLY

AFFIDAVIT FOR ASSIGNMENT OF TITLE
FOR A VEHICLE WHEN DECEASED OWNER DIES WITHOUT A WILL

The undersigned states that Ruth Lewis who resided
(Name of Deceased)
at 1305 MLK Highway, Tuskegee, AL 36083
Address City State
36083 Zip Code died on the 26 day of Nov., 1994
and at the time of death, the deceased was the owner of the following described
vehicle: Buick, Skylark, 1992, Vehicle Identification
Make Model Year
Number 1G4NM14N0NC620001, Title Number 16422187

The undersigned further states that he is one of the heirs of the deceased and
it is the desire of the said heirs that the vehicle described above be assigned
and titled in the name of Keever Motor Co.

I certify, under penalty of perjury, that the above information is true and
correct.

Carolyn Key
Signature of Next of Kin

May 7, 1996

Date

SUBSCRIBED AND SWORN TO BEFORE ME THIS

7 DAY OF May, 1996
May H. Richford
Notary Public

My commission expires 6/13, 1998

NOTE: THIS AFFIDAVIT MUST BE SUBMITTED AS A SUPPORTING DOCUMENT WHEN APPLYING
FOR A CERTIFICATE OF TITLE FOR A VEHICLE WHEN DECEASED OWNER DIES WITH-
OUT A WILL.

Jan 24, 1997

CERTIFICATE OF SERVICE

I do hereby Certify that I have this day Served a copy of the foregoing Document Upon.

Burr & Forman LLP
420 North 20th Street, Suite 3100
Birmingham, AL 35203

or ~~By~~ ^{By} Regions Bank

by depositing same in the United States mail with Postage Prepaid this the 10th Day of April 2007

Alonzo Austin, prose
by Alonzo Austin, prose
ALONZO AUSTIN

1321 River-Carlis Rd.

Tuskegee, AL 36083

Ph # (334) 727-5476